

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 133 of 1999

Hon'ble MR.JUSTICE Y.B.BHATT

- =====
1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

CHANDRAKANT MEGHAJIBHAI GOHEL

Versus

BACHUBHAI HIRJIBHAI MISTRY

Appearance:

MR BP MUNSHI for Petitioners

MR SURESH M SHAH for Respondent No. 1

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 26/11/1999

ORAL JUDGEMENT

1. Heard the learned counsel for the respective
parties.
2. As a result of the hearing and discussion it
appears that the interests of justice would not
necessarily be served by deciding the present revision on
technicalities, but it is in the interests of both
parties that the suit be decided on merits as

expeditiously as possible.

3. It is, therefore, directed that the trial court shall hear and dispose of the pending suit as expeditiously as possible and in any case not later than 30th April 2000. It is clarified that the present status quo order shall continue to operate until the suit is decided.

4. However, for whatever reason the trial court is unable to dispose of the suit by the stipulated date, it shall be open to the trial court, after hearing both the sides, to determine whether it was the defendant who was responsible for non-disposal of the suit as directed or not. If the trial court finds that it was the defendant who was responsible for the non-disposal of the suit as directed, it shall be open to the trial court to vacate or modify the status-quo order.

5. On the basis of the aforesaid observations and directions this revision is disposed of. Rule is discharged with no order as to costs.

6. Direct service permitted.
